

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

FILED  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ JUL 29 2005 ★

- - - - - X BROOKLYN OFFICE

CHRISTOPHER DEVIRGILIO,

Plaintiff, ORDER OF DISMISSAL

CV 2004-1243 (JG) (MDG)

- against -

HYATT DEVELOPMENT CORPORATION , et al.,

Defendant.

- - - - - X

The parties having advised the Court that they have reached an agreement to settle this action and no party being an infant or incompetent, it is hereby

ORDERED, that this action is discontinued with prejudice and without costs to any party, but with leave to re-open if the settlement agreement is not consummated and application for reinstatement is made within forty-five days of the date of this Order.

Dated: Brooklyn, New York  
July 25, 2005

s/John Gleeson  
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JOHN GLEESON  
UNITED STATES DISTRICT JUDGE